IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

Crl.Rev.Pet.No. 1535 of 2007()

CRA.189/2002 of ADDL. SESSIONS COURT (ADHOC-I), KOLLAM
CC.563/1998 of JFCM, PARAVUR

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REVN. PETITIONER: APPELLANT - ACCUSED

R.ANILKUMAR, AGED 40,
RESIDING AT RAJAMMA BHAVAN, T.B.JUNCTION,
MADATHARA P.O., KOLLAM.

BY ADV. SRI.R.S.KALKURA
SRI.HARISH GOPINATH

RESPONDENTS: (RESPONDENT - COMPLAINANT & STATE)

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1. G.SURENDRAN, AGED 38, S/O. GANGADHARAN PILLAI, RESIDING AT SAKTHI MANDIRAM, KALAKKODU CHERI, POOTHAKULAM VILLAGE, PARAVUR P.O., KOLLAM.

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SMT.LATHA THANKAPPAN

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1535 of 2007

Dated this the 10th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.2,27,500/- to the complainant vide Section 357(3) of the Code of Criminal Procedure.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner may pay the amount of compensation directly to the complainant and file a receipt in this regard before the court below. Revision petitioner is granted six months' time from today onwards to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court, Paravoor on 12.10.2007 to receive the sentence. Non bailable warrant, pending, if any shall be kept in

abeyance till 12.10.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl